

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Application No.: 10/664,446

Applicant: Takatomo Nishino

Filed: September 18, 2003

Title: ANODE MATERIAL AND
BATTERY USING THE
SAME

Examiner: Mark Ruthkosky

Group Art Unit: 1795

Attorney Docket No.: 09792909-5672

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated March 31, 2008.

Payment for the fee is made via credit card via the electronic submission process.

The Commissioner is hereby authorized to charge any fee necessary to extend the response period or any other necessary fee not covered by the credit card payment or credit any overpayment to Deposit Account No. 19-3140.

Respectfully submitted,

By:

/Christopher P. Rauch/
Christopher P. Rauch, Registration No. 45,034
SONNENSCHNEIDER NATH & ROSENTHAL LLP
P.O. Box 061080
Wacker Drive Station, Sears Tower
Chicago, Illinois 60606-1080
(312) 876-8000
Customer No. 26263